

**NO. 73569**

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF  
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office DEC 12 2005

Returned to applicant for correction DEC 28 2005

Corrected application filed \_\_\_\_\_

Map filed \_\_\_\_\_

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The applicant **Clark W. Miles** hereby makes application for permission to change the **Place of Use, Point of Diversion** of water heretofore appropriated under **Permit 13206, Certificate 4629**

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1. The source of water is **Smith Creek**
2. The amount of water to be changed **2.0 cfs of 638.2 acre-feet per season**
3. The water to be used for **IRRIGATION**
4. The water heretofore permitted for **IRRIGATION**
5. The water is to be diverted at the following point **NW¼ SW¼ Section 15 T.17N., R70E., M.D.B.&M., or at a point from which the SE corner of Section 15 T.17N., R70E. M.D.B.&M. bears S 65° 49' 32" E 5,271.84'.**
6. The existing permitted point of diversion is located within **NE¼ NE¼ Section 23 T.17N., R70E. M.D.B.&M., or at a point from which the SW corner of Section 12, T.17S. R.20W., S.L.B.&M., bears N. 83°30' E. 6,490', situated in White Pine County, State of Nevada**
7. Proposed place of use **No change-see attached sheet.**
8. Existing place of use **No change**
9. Use will be from **No change 4/1 to 11/1**
10. Use was permitted from **No change 4-15 to 8-15**
11. Description of proposed works **No change**
12. Estimated cost of works **No cost**
13. Estimated time required to construct works **No Time**
14. Estimated time required to complete the application of water to beneficial use **No Time**

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15. Remarks: The stated point of diversion is incorrect: Section 23 is not on the creek. The bearing describes a wrong point on the stream.

By Clark W. Miles  
s/ Clark W. Miles  
HC 78 box 327  
Garrison, UTAH 84728-9703

Compared ag/sam

Protested \_\_\_\_\_

CANCELLED APR 27 2006 BECAUSE OF  
FAILURE TO REFILE CORRECTED APPLICATION WITHIN  
STATUTORY TIME

Clark W. Miles, P.E. STATE ENGINEER  
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